

JOINT
PUBLIC NOTICE

CHARLESTON DISTRICT, CORPS OF ENGINEERS
69A Hagood Avenue
Charleston, South Carolina 29403-5107

and

THE S. C. DEPARTMENT OF HEALTH AND ENVIRONMENTAL CONTROL
Office of Environmental Quality Control
Water Quality Certification and Wetlands Programs Section
2600 Bull Street
Columbia, South Carolina 29201

REGULATORY DIVISION

Refer to: P/N # 2010-350-6IF

April 6, 2010

Pursuant to Sections 401 and 404 of the Clean Water Act (33 U.S.C. 1341), and the S.C. Construction in Navigable Waters Permit Program (R. 19-450, et. seq., 1976 S.C. Code of Laws, as amended), an application has been submitted to the Department of the Army and the State of South Carolina by

Saluda County
c/o Tim Vinson
SC Department of Natural Resources
P.O. Box 167
Columbia, SC 29202

for a permit to place fill material in the

SALUDA RIVER

At the intersection of State Highway 39 and the Saluda River, south of SC Highway 34, Newberry County, South Carolina (Latitude 34.174347 Longitude -81.864038)

In order to give all interested parties an opportunity to express their views

NOTICE

is hereby given that written statements regarding the proposed work will be received by the **Corps** until

15 Days from the Date of this Notice,

and **SCDHEC** will receive written statements regarding the proposed work until

30 Days from the Date of this Notice

from those interested in the activity and whose interests may be affected by the proposed work.

The proposed work consists of placing fill material in waters of the U.S. for the construction of a boat ramp. In detail, approximately 86 cubic yards of material will be placed below mean water to facilitate the construction of a 165' x 14' x 6" boat ramp. The boat ramp will be constructed with reinforced concrete, excavated dirt, rock fill, and rip rap stabilization. The total impact is 0.03 acres. The project purpose is to allow for boating access to the Saluda River.

April 6, 2010

NOTE: Plans depicting the work described in this notice are available and will be provided, upon receipt of a written request, to anyone that is interested in obtaining a copy of the plans for the specific project.

The request must identify the project of interest by public notice number and a self-addressed stamped envelope must also be provided for mailing the drawings to you. Your request for drawings should be addressed to the

**U.S. Army Corps of Engineers
ATTN: REGULATORY DIVISION
1835 Assembly Street, Room 865 B-1
Columbia, South Carolina 29201**

The District Engineer has concluded that the discharges associated with this project, both direct and indirect, should be reviewed by the South Carolina Department of Health and Environmental Control in accordance with provisions of Section 401 of the Clean Water Act. As such, this notice constitutes a request, on behalf of the applicant, for certification that this project will comply with applicable effluent limitations and water quality standards (Section 401 of the Clean Water Act). The District Engineer will not process this application to a conclusion until such certification is received. This activity may also require evaluation for compliance with the S. C. Construction in Navigable Waters Permit Program. State review, permitting and certification is conducted by the S. C. Department of Health and Environmental Control. The applicant is hereby advised that supplemental information may be required by the State to facilitate the review. Persons wishing to comment or object to State certification or the navigable waters permit must submit all comments in writing to the S. C. Department of Health and Environmental Control at the above address within thirty (30) days of the date of this notice.

This notice initiates the Essential Fish Habitat (EFH) consultation requirements of the Magnuson-Stevens Fishery Conservation and Management Act. Implementation of the proposed project would impact freshwater habitat upstream of estuarine substrates and emergent wetlands utilized by various life stages of species comprising the red drum, shrimp, and snapper-grouper management complexes. Our initial determination is that the proposed action would not have a substantial individual or cumulative adverse impact on EFH or fisheries managed by the South Atlantic Fishery Management Council and the National Marine Fisheries Service (NMFS). Our final determination relative to project impacts and the need for mitigation measures is subject to review by and coordination with the NMFS.

Pursuant to Section 7(c) of the Endangered Species Act of 1973 (as amended), the District Engineer has consulted the most recently available information and has determined that the project is not likely to adversely affect any Federally endangered, threatened, or proposed species or result in the destruction or adverse modification of designated or proposed critical habitat. This public notice serves as a request for written concurrence from the U.S. Fish and Wildlife Service and/or the National Marine Fisheries Service on this determination.

Pursuant to Section 106 of the National Historic Preservation Act (NHPA), this public notice also constitutes a request to Indian Tribes to notify the District Engineer of any historic properties of religious and cultural significance to them that may be affected by the proposed undertaking.

In accordance with the NHPA, the District Engineer has also consulted the latest published version of the National Register of Historic Places for the presence or absence of registered properties, or properties listed as being eligible for inclusion therein, and this worksite is not included as a registered property or property listed as being eligible for inclusion in the Register. To insure that other cultural resources that the District Engineer is not aware of are not overlooked, this public notice also serves as a request to the State Historic Preservation Office to provide any information it may have with regard to historic and cultural resources.

April 6, 2010

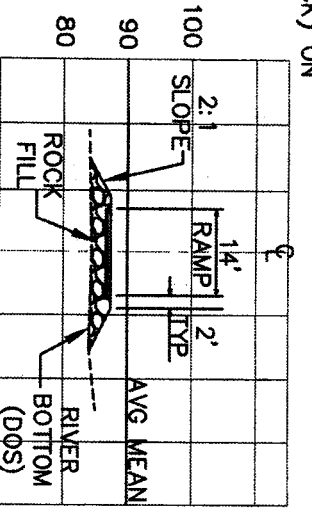
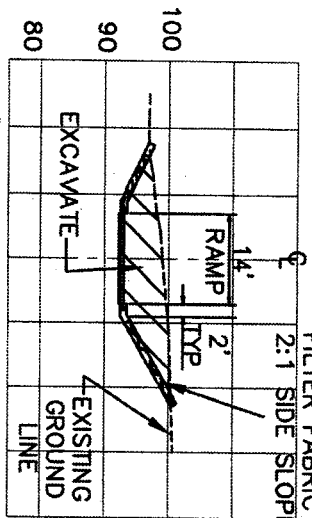
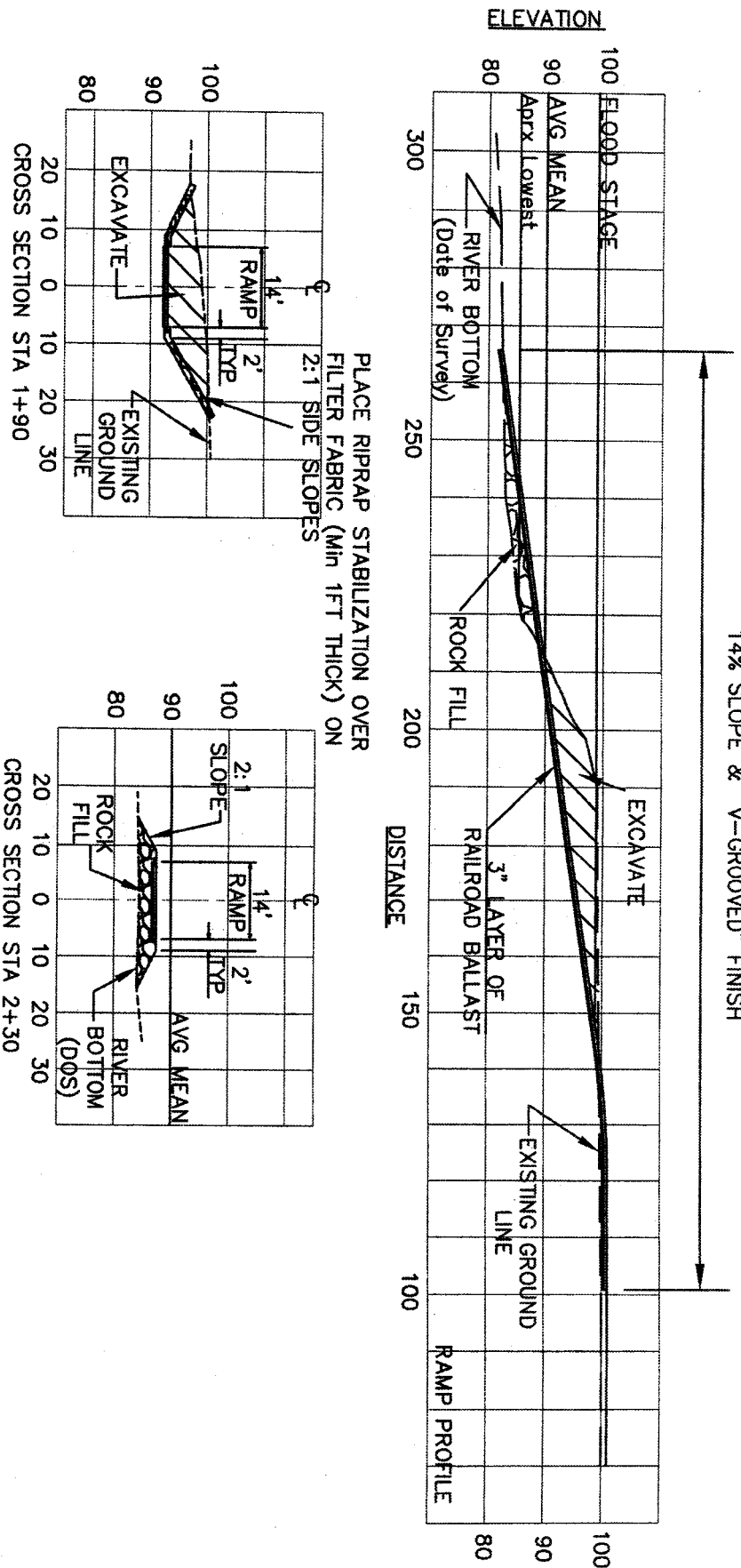
Any person may request, in writing, within the comment period specified in this notice, that a public hearing be held to consider this application. Requests for a public hearing shall state, with particularity, the reasons for holding a public hearing.

The decision whether to issue a permit will be based on an evaluation of the probable impact including cumulative impacts of the activity on the public interest and will include application of the guidelines promulgated by the Administrator, Environmental Protection Agency (EPA), under authority of Section 404(b) of the Clean Water Act and, as appropriate, the criteria established under authority of Section 102 of the Marine Protection, Research and Sanctuaries Act of 1972, as amended. That decision will reflect the national concern for both protection and utilization of important resources. The benefit which reasonably may be expected to accrue from the project must be balanced against its reasonably foreseeable detriments. All factors which may be relevant to the project will be considered including the cumulative effects thereof; among those are conservation, economics, aesthetics, general environmental concerns, wetlands, historic properties, fish and wildlife values, flood hazards, flood plain values, land use, navigation, shoreline erosion and accretion, recreation, water supply and conservation, water quality, energy needs, safety, food and fiber production and, in general, the needs and welfare of the people. A permit will be granted unless the District Engineer determines that it would be contrary to the public interest. In cases of conflicting property rights, the Corps of Engineers cannot undertake to adjudicate rival claims.

The Corps of Engineers is soliciting comments from the public; Federal, state, and local agencies and officials; Indian Tribes; and other interested parties in order to consider and evaluate the impacts of this activity. Any comments received will be considered by the Corps of Engineers to determine whether to issue, modify, condition or deny a permit for this project. To make this decision, comments are used to assess impacts on endangered species, historic properties, water quality, general environmental effects, and the other public interest factors listed above. Comments are used in the preparation of an Environmental Assessment and/or an Environmental Impact Statement pursuant to the National Environmental Policy Act. Comments are also used to determine the need for a public hearing and to determine the overall public interest of the activity.

If there are any questions concerning this public notice, please contact Kristin Riegel at 803-253-3903.

165'x14'x6" REINFORCED CONCRETE BOAT RAMP
14% SLOPE & "V-GROOVED" FINISH



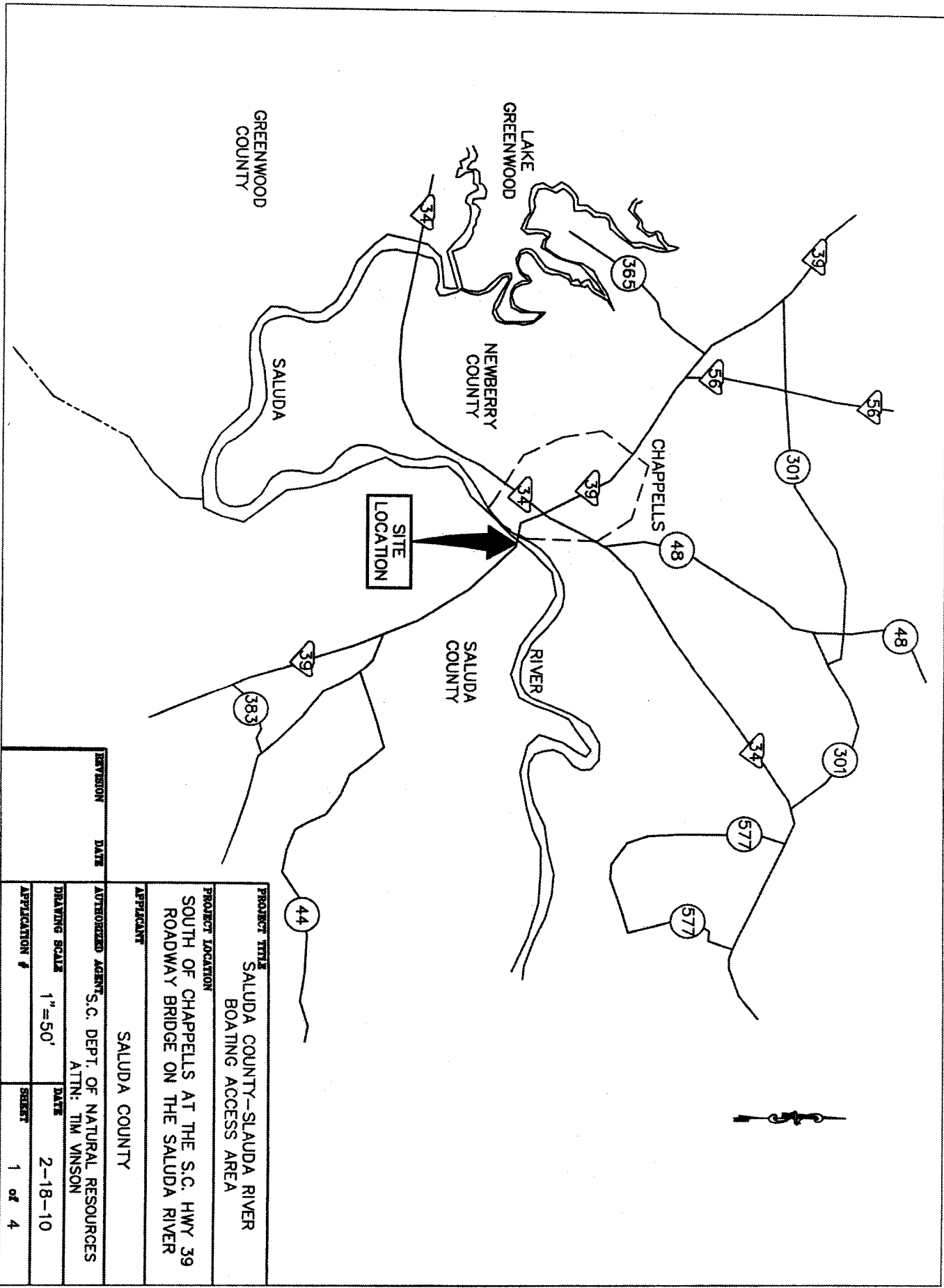
*APPROXIMATELY 15 CUBIC YARDS OF NEW CONCRETE WILL BE PLACED BELOW THE AVERAGE MEAN RIVER LEVEL FOR THE CONSTRUCTION OF THE NEW RAMP.

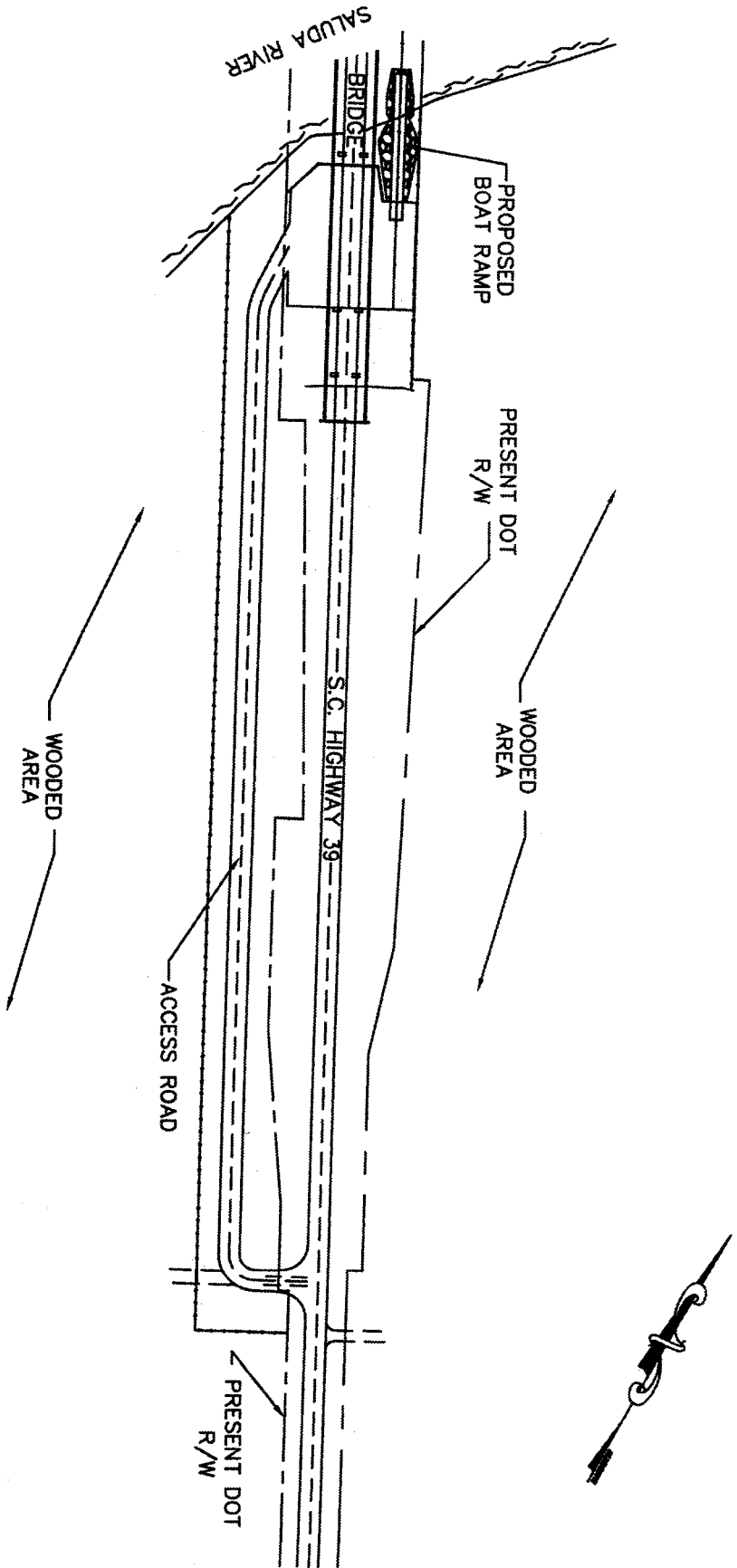
*THERE WILL BE APPROXIMATELY 86 CUBIC YARDS OF ROCK FILL AND STABILIZATION MATERIAL PLACED BELOW THE AVERAGE MEAN RIVER LEVEL.

*APPROXIMATELY 5 CUBIC YARDS OF EARTHEN MATERIAL WILL BE REMOVED FROM BELOW THE AVERAGE MEAN RIVER LEVEL AND THIS MATERIAL WILL BE PLACED IN A SPOIL AREA OR LANDFILL AREA DESIGNATED BY SALUDA COUNTY.

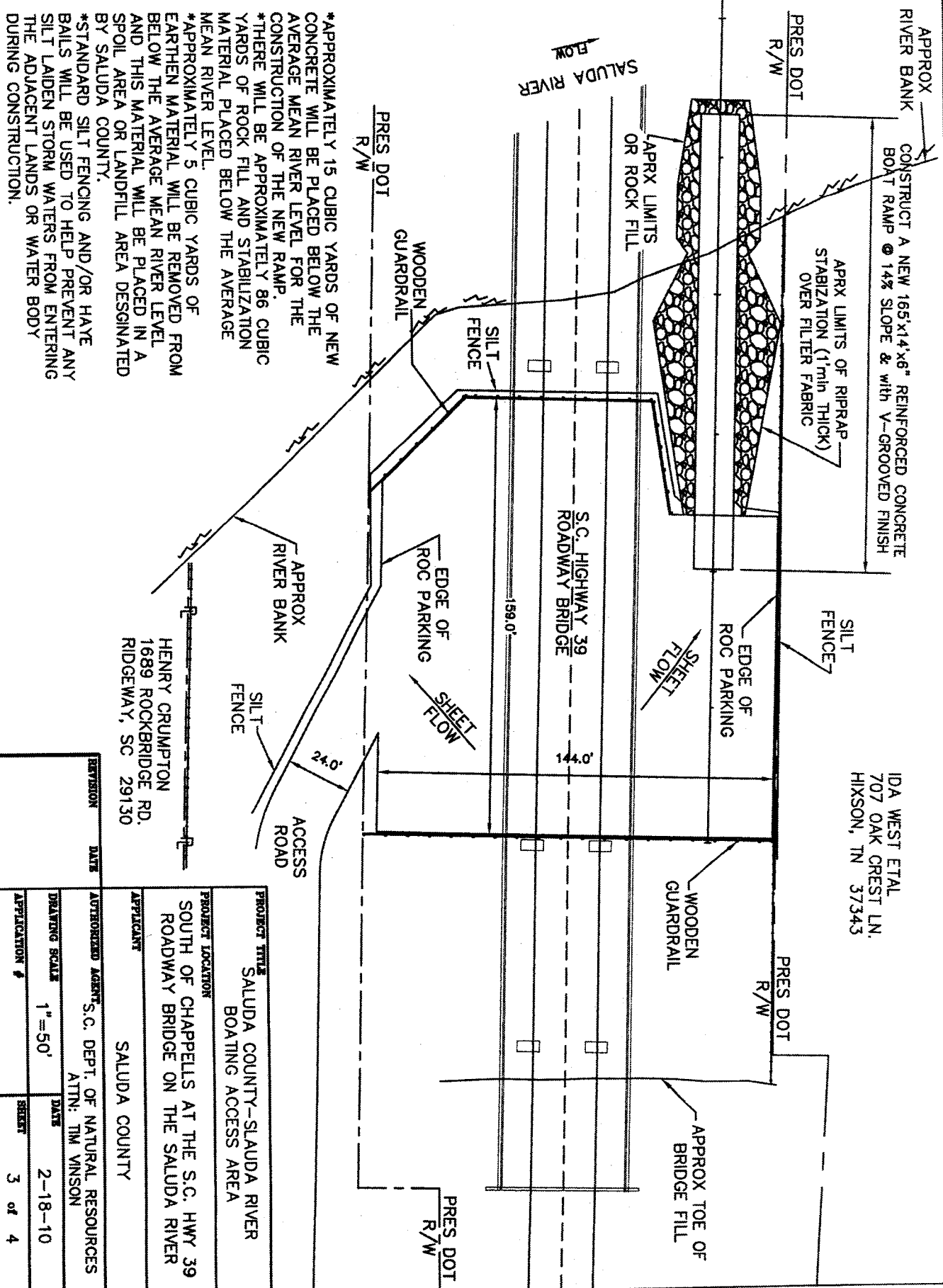
*STANDARD SILT FENCING AND/OR HAVE BALLS WILL BE USED TO HELP PREVENT ANY SILT LAIDEN STORM WATERS FROM ENTERING THE ADJACENT LANDS OR WATER BODY DURING CONSTRUCTION.

PROJECT TITLE		REVISION	DATE
SALUDA COUNTY-SALUDA RIVER BOATING ACCESS AREA			
PROJECT LOCATION		AUTHORIZED AGENT	DATE
SOUTH OF CHAPPELS AT THE S.C.HWY 39 ROADWAY BRIDGE ON THE SALUDA RIVER		S.C. DEPT. OF NATURAL RESOURCES	
APPLICANT		ATTN: TIM VINSON	
SALUDA COUNTY			
DRAWING SCALE		DATE	
1"=30'		2-18-10	
APPLICATION #		SHEET	
		4 of 4	





PROJECT TITLE		APPLICANT	
SALUDA COUNTY-SALUDA RIVER BOATING ACCESS AREA		SALUDA COUNTY	
PROJECT LOCATION		AUTHORIZED AGENT	
SOUTH OF CHAPPELLE AT THE S.C. HWY 39 ROADWAY BRIDGE ON THE SALUDA RIVER		S.C. DEPT. OF NATURAL RESOURCES ATTN: TIM VINSON	
REVISION		DRAWING SCALE	
DATE		DATE	
		NONE	
APPLICATION #		SHEET	
		2 of 4	



REVISION		DATE
DRAWING SCALE		1" = 50'
APPLICATION #		3 of 4
PROJECT TITLE		SALUDA COUNTY-SLAUDA RIVER BOATING ACCESS AREA
PROJECT LOCATION		SOUTH OF CHAPPELLS AT THE S.C. HWY 39 ROADWAY BRIDGE ON THE SALUDA RIVER
APPLICANT		SALUDA COUNTY
AUTHORIZED AGENT		S.C. DEPT. OF NATURAL RESOURCES ATTN: TIM VINSON
DATE		2-18-10
SHEET		3 of 4